

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
FEBRUARY 2, 2016

1. Resolution Authorizing the City Manager to Enter into an Agreement for the Providing of Professional Mentoring Programs and Educational and Job Placement Services for the Economically Disadvantaged Residents of Long Beach through a City Program to be Known as “Long Beach Ladder to Success”.

Legislative Memo: The goal of this Program is to provide disadvantaged youths in Long Beach with professional mentoring and the skills they need to live and work in the community. Funding is provided through a very generous donation made by Billy and Janice Crystal.

2. Resolution Authorizing the City Manager to Purchase Various Groceries for the City’s Daycare Programs and the Ice Arena Snack Bar from the Lowest Responsible Bidders.

Legislative Memo: This item gives the City the ability to purchase these items, on an as needed basis, at the lowest pricing available to the City.

3. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Appendix A – Zoning.

Legislative Memo: This amendment is twofold. It changes the definition ascribed to a “Building”, which will close a loophole existing in the Code, to ensure “a single standalone foundation” for all new structures. It will also allow homeowners impacted by Superstorm Sandy that are elevating their pre-existing one or two family homes, the kind that have been granted without exception by the Zoning Board of Appeals, to do so without having to apply to the City’s ZBA. This will save those homeowners the time and expense associated with applying to the ZBA and retaining either an attorney or architect. These structures must comply with all FEMA requirements, New York State Building Code requirements and City Code requirements.

4. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 162 West Park Avenue (second floor), Long Beach, New York.
Re: Massage Therapy

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into an Agreement for the Providing of Professional Mentoring Programs and Educational and Job Placement Services for the Economically Disadvantaged Residents of Long Beach through a City Program to be Known as “Long Beach Ladder to Success”.

WHEREAS, after due advertisement therefore, one proposal was received in the Office of the City Purchasing Agent on October 14, 2015 for the providing of Professional Mentoring Programs and Educational and Job Placement Services for the Economically Disadvantaged Residents of the City of Long Beach; and

WHEREAS, said Programs shall recruit and identify approximately 35-40 qualified youth candidates to participate in programs, such as: vocational assessments; coaching sessions; guidance services; group educational workshops gearing to employment; internships in established business entities and employment placement services; and

WHEREAS, the City is seeking a Not-for-Profit 501(c)(3) organization, able to demonstrate their proven expertise and effective delivery of the above required programs, that has successfully worked with clients from different racial, ethnic, gender and economic groups; and

WHEREAS, Family and Children’s Association, 100 East Old Country Road, Mineola, New York 11501 helps nearly 25,000 people on Long Island each year, and has been effectively providing these specific services in other regions of Nassau County for several decades;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to enter into an agreement with Family and Children’s Association, 100 East Old Country Road, Mineola, New York 11501 for a period of one year, to provide professional Mentoring Programs and Educational and Job Placement Services for the Economically Disadvantaged Residents of Long Beach through a City program, to be known as “Long Beach Ladder to Success”. Funds are being provided through a very generous donation made by Billy and Janice Crystal to the City of Long Beach, in Account No. P1000.54701 (City Relief Fund).

February 2, 2016

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Purchase Various
Groceries for the City's Daycare Programs and the Ice Arena
Snack Bar from the Lowest Responsible Bidders.

WHEREAS, after due advertising therefore, bids were received in the Office of the City Purchasing on Thursday, January 28, 2016 at 11:00 a.m. for the purchase of various groceries for the City's Daycare Programs and the Ice Arena Snack Bar, as per specifications on file in the Office of the City Purchasing Agent; and the following named firms were the lowest responsible bidders in each instance; and

WHEREAS, due to the numerous amounts of items within the bid specifications, four vendors were the lowest responsible bidders on different grocery items: Mivila Foods of New York, 347 Burman Boulevard, Calverton, New York 11933, APPCO Paper & Plastic Corp., 3949 Austin Blvd., Island Park, New York 11558, American Classic Specialties Corp., 1565 Fifth Industrial, Bay Shore, New York 11706 and Triple Crown Foods, Inc., 26A Main Street, Kings Park, New York 11754;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to purchase various groceries for the City's Daycare Programs and the Ice Arena Snack Bar from Mivila Foods of New York, 347 Burman Boulevard, Calverton, New York 11933, APPCO Paper & Plastic Corp., 3949 Austin Blvd., Island Park, New York 11558, American Classic Specialties Corp., 1565 Fifth Industrial, Bay Shore, New York 11706 and Triple Crown Foods, Inc., 26A Main Street, Kings Park, New York 11754 on an "as needed " basis for a period of one year, with the option to renew for an additional year at the same cost. Funds are available in Account No. A7320.54437 (Child Care Program – Food Supplies) and Account No. A7141.54410 (Ice Arena-Supplies & Materials).

February 2, 2016

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an
Ordinance to Amend the Code of Ordinances of the City
of Long Beach Re: Appendix A – Zoning.

WHEREAS, Superstorm Sandy has uniquely affected the ability of homeowners in the Residence DD and Residence E districts to elevate their pre-existing one or two family homes while complying with FEMA floodplain regulations and the City's Zoning Code of Ordinances; and

WHEREAS, certain homeowners must incur additional expense and spend additional time to make an application to the City's Zoning Board of Appeals for relief from zoning regulations, which pre-date Superstorm Sandy; and

WHEREAS, the record reflects that the City's Zoning Board of Appeals has dealt with the aforementioned types of applications in a consistent manner, reflected by the proposed changes herewith; and

WHEREAS, in order to ease this additional burden upon the homeowners impacted by Superstorm Sandy, the City and the Chairman of the Zoning Board of Appeals, recommend the following proposed changes; and

WHEREAS, there has been presented to this Council the following proposed Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE
CITY OF LONG BEACH RE: APPENDIX A- ZONING.”

(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the City Clerk shall cause to be published in the official newspaper of the City of Long Beach the title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New York, on February 16, 2016 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE
CITY OF LONG BEACH RE: APPENDIX A- ZONING.

BE IT ENACTED, by the City Council of the City of Long Beach, New York, as follows:

Sec. 1. Section 9-104 of Appendix A of the Code of Ordinances of the City of Long Beach, New York, as heretofore amended, shall be and the same is hereby amended, to read as follows:

“Sec. 9-104. Definitions.

(a) In addition to the definitions set forth in the state building construction code, the following terms shall, for the purposes of this appendix, have the meanings ascribed to them as follows:

Building: A structure wholly or partially enclosed within exterior or party walls, containing a roof and a single standalone foundation, affording shelter to persons, animals or property.”

...

Sec.2. Section 9-105.4 of Appendix A of the Code of Ordinances of the City of Long Beach, New York, as heretofore amended, shall be and the same is hereby amended and Section 9-105.4(m) is hereby added to Appendix A, with the rest of the Section remaining in full force and effect, to read as follows:

“Sec. 9-105.4. Residence DD District. (*Residential area between New York Avenue and Lindell Boulevard from Park Avenue to Beech Street – the “The Walks”*)

....

(m) Due to the impact of Superstorm Sandy, all structural elevations of pre-existing one or two family buildings and/or one or two family dwellings, that existed or exist in substantially the same dimensions, size, shape, form and use during or immediately prior to October 29, 2012, shall comply with all applicable zoning requirements of the City of Long Beach Zoning Code of Ordinances except as specifically modified herein:

(1) *Front yard.* There shall be a front yard, the depth of which shall be at least ten (10) feet back of the street line. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the front line than one (1) foot.

(i) In the event that the front yard should contain an open porch, support beams for said open porch must be closer to the front line than three (3) feet.

- (2) ***Side yard.*** There shall be a side yard along each side lot line and it shall be at least four (4) feet in width on each side of the building, and extend unobstructed from the front yard to the rear yard, except where a pre-existing entrance to a one or two family dwelling existing prior to October 29, 2012, the installation of a wooden staircase and landing, in compliance with the minimum dimensions permitted by the New York State Residential Code, may be permitted to be erected on a single side yard only.”

...

Sec.3. Sections 9-105.5 of Appendix A of the Code of Ordinances of the City of Long Beach, New York, as heretofore amended, shall be and the same is hereby amended and Section 9-105.5(o) is hereby added to Appendix A, with the rest of the Section remaining in full force and effect, to read as follows:

“Sec. 9-105.5. Residence E District. (*Residential area between New York Avenue and Nevada Avenue from Park Street to Oceanview – the “West End”*)

....

- (o) **Due to the impact of Superstorm Sandy, all structural elevations of pre-existing one or two family buildings and/or one or two family dwellings, that existed or exist in substantially the same dimensions, size, shape, form and use during or immediately prior to October 29, 2012, shall comply with all applicable zoning requirements of the City of Long Beach Zoning Code of Ordinances except as specifically modified herein:**

- (1) ***Front yard.*** There shall be a front yard, the depth of which shall be at least ten (10) feet back of the street line. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the front line than one (1) foot.

(i) In the event that the front yard should contain an open porch, support beams for said open porch must be closer to the front line than three (3) feet.

- (2) ***Side yard.*** There shall be a side yard along each side lot line and it shall be at least four (4) feet in width on each side of the building, and extend unobstructed from the front yard to the rear yard, except where a pre-existing entrance to a one or two family dwelling existing prior to October 29, 2012, the installation of a wooden staircase and landing, in compliance with the minimum dimensions permitted by the New York State Residential Code, may be permitted to be erected on a single side yard only.”

...

Sec. 4. Any printing of “Hurricane Sandy” within the City’s Code of Ordinances shall be amended to read “Superstorm Sandy”.

Sec. 5. This Ordinance shall take effect immediately.

February 2, 2016

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication of a Notice of Public
Hearing of an Application to Waive the Off-Street Parking
Requirements for Premises: 162 West Park Avenue (second
floor), Long Beach, New York.

WHEREAS, there has been presented to this Council an application pursuant to
Section 9-112(18)(c) of Appendix A (Zoning Law) of the Long Beach Code of Ordinances, for
waiver of off-street parking requirements for the premises located at 162 West Park Avenue
(second floor), Long Beach, New York (Section 59, Block 71, Lot 9) between Magnolia and
National Boulevards, having frontage of less than 20 feet, on behalf of the owner Vincent
Consentino, 4403 Oak Beach Association, Oak Beach, New York 11702 be used for Massage
Therapy;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that a
public hearing will be had before this Council upon said application at City Hall, 1 West Chester
Street, in the City of Long Beach, New York, on February 16, 2016 at 7:00 p.m. on that date; and
be it further

RESOLVED, that the City Clerk be and he hereby is authorized to cause a notice
of said hearing to be published in the official newspaper of the City of Long Beach.